



Docket No.: P-0622

PATENT

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Confirmation No.: 5887

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Jung KIM; Myeong-Ho LEE; Cheol-
Hwan KIM; Seong-Tae KO; Seong-Geun
HEO; Sam Chul HA

Group Art Unit: 1745

Serial No.: 10/732,804

Examiner: Raymond ALEJANDRO

Filed: 12/11/2003

Customer No.: 34610

For: ELECTROCHEMICAL BATTERY, ELECTRODE THEREFOR AND
METHOD FOR MANUFACTURING THE SAME

REPLY TO NOTICE OF NON-COMPLIANCE

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Applicants filed a Reply to Election Requirement for the above-identified application on January 20, 2006. The Patent Office subsequently issued a Notice of Non-Compliance indicating that the Applicant failed to elect one of the two identified species.

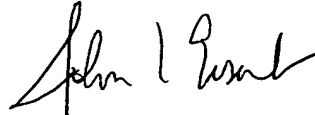
In response to the original Restriction/Election Requirement, in a reply to the Notice of Non-Compliance, Applicants hereby elect Group I (Claims 1-3 and 34-49), with traverse. In response to the Election Requirement, Applicants hereby elect the species shown in Fig. 3A. It is further respectfully submitted that claims 1-3 and 34-43 all read on the elected species.

It is respectfully submitted that the subject matter of each of the designated inventions is sufficiently related that a thorough search for the subject matter of each of the designated inventions would encompass a search for the subject matter of the remaining designated inventions. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it states that "if the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the U.S. Patent and Trademark Office.

Applicants respectfully submit that this application is in condition for allowance. Favorable consideration and prompt allowance of the application is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,
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Date: March 5, 2007

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